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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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13 CARLO GUGLIELMINO et al, No C 05-0620 VRW
14 Plaintiffs, ORDER
15 v
16 MCKEE FOODS CORP,
17 Defendant.
18 _____/

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20 This putative class action alleges violations of various
21 wage and hour laws based on defendant's treatment of plaintiffs as
22 independent contractors rather than employees. On May 3, 2005, the
23 court denied defendant's motion to remand to state court and
24 certified its order for interlocutory review. Doc #23. Defendant
25 timely appealed. Doc #31. While that issue was on appeal, the
26 case moved forward, and on June 6, 2006, the court provisionally
27 certified a damages class under FRCP 23(b)(3). Doc #59. The court
28 denied defendant's motion for reconsideration (see Doc #76), and
the court of appeals denied defendant's petition to appeal the June

1 6 order (see Doc #78). On December 12, 2007, the court of appeals
2 affirmed the denial of remand. Doc #80.

3 The court of appeals' judgment was the last filing in
4 this case. Accordingly the court ORDERS the parties to submit a
5 written status report by March 31, 2008. In the alternative, the
6 parties may report to the court for a status conference on such
7 date that the parties may arrange with each other and the court's
8 deputy, Cora Delfin, who may be reached at (415) 522-2039.

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11 IT IS SO ORDERED.

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14 VAUGHN R WALKER
15 United States District Chief Judge
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